



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

R. Scott Hamilton

Serial No.: 10/042,522

Filed: January 9, 2002

For: CRYSTALLIZATION OF
2,4,6,8,10,12-HEXANITRO-2,4,6,8,10,12-
HEXAAZATETRACYCLO[5.5.0.0 5,9.0
3,11]-DODECANE

Confirmation No.: 6890

Examiner: B. Coleman

Group Art Unit: 1624

Attorney Docket No.: 2507-6508US

Notice of Allowance Mailed:

December 17, 2004

Express Mail Mailing Label No.: EL 994826361 US

Date of Deposit with USPS: March 16, 2005

Person making Deposit: Steve Wong

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Examiner indicates:

In view of the applicants filing of an RCE, IDS and amendments to claims 1-36 correcting minor typographical errors filed on October 4, 2004, the claims are in condition for allowance. The applicant stated in his response filed April 22, 2004 that the use of inverse precipitation such that the dry solvent solution is added to the non-solvent is not disclosed in the closest prior art Johnston et al., U.S.

5,874,574. Thus, none of the prior art of record or a search in the pertinent art area teaches the process of preparing epsilon polymorph 2,4,6,8,10,12-hexanitro-2,4,6,8,0,12-hexaazatetracyclo[5.5.0.0.^{5,9}0^{3,11}]-dodecane of the instant invention.

Applicants concur with the reasons as stated by the Examiner insofar as they comprise a summary, and are exemplary and not limiting. However, the independent claims as allowed include other and different language than that specified by the Examiner, and the allowed dependent claims include other and further features and elements. Accordingly, the scope of the claims must be determined from the literal language of each as a whole, as well as equivalents thereof.

Respectfully submitted,



Joseph A. Walkowski
Registration No. 28,765
Attorney for Applicant(s)

TRASKBRITT
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: March 16, 2005

JAW/nj:sm

Document in ProLaw



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TRANSMITTAL LETTER

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith Part B - Fee(s) Transmittal for the above-captioned application and a check in the amount of \$1730.00 in payment therefor plus ten (10) copies of the patent when issued.



Also enclosed is an Amendment Pursuant to 37 C.F.R. § 1.312(a) (19 pages); Comments
Statement of Reasons for Allowance (2 pages); and Fee Addressee for Receipt of PTO
Notices Relating to Maintenance Fees (2 pages).

Applicant understands that no additional fees are required. However, if the Office
determines that any comparison fees or other additional fees are required, the Commissioner is
authorized to charge any such fees to TraskBritt Deposit Account No. 20-1469. A copy of this
Transmittal Letter is enclosed for deposit account charging purposes.

Respectfully submitted,

Joseph A. Walkowski
Registration No. 28,765
Attorney for Applicant(s)
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P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: March 16, 2005
JAW/nj:sm

Enclosures: Part B - Issue Fee Transmittal
Check No. \$1730.00 in the amount of \$1730.00
Copy of Transmittal Letter
Amendment Pursuant to 37 C.F.R. § 1.312(a) (19 pages)
Comments on Statement of Reasons for Allowance (2 pages)
Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages)

Document in ProLaw